



COMMONWEALTH OF VIRGINIA JOINT LEADERSHIP COUNCIL OF VETERANS SERVICE ORGANIZATIONS

900 EAST MAIN STREET
RICHMOND, VA 23219

Air Force Association
American Legion
AMVETS
Association of the United States Army
Disabled American Veterans
Fleet Reserve Association
Korean War Veterans Association
Legion of Valor of the U.S., Inc.
Marine Corps League
Military Order of the Purple Heart
Military Officers Association of America
Military Order of the World Wars
National Association for Uniformed Services
Navy Seabee Veterans of America
Non-Commissioned Officers Association
Paralyzed Veterans of America
Reserve Officers Association
Roanoke Valley Veterans Council
Veterans of Foreign Wars
Vietnam Veterans of America
Virginia Army/Air National Guard Enlisted Association
Virginia National Guard Association
Women Marines Association

Adopted
July 15, 2015

JLC Contact
William Ashton
540-455-9343
wbashton@cox.net

Position Paper 2016-07

Virginia Military Survivors and Dependents Education Program

1. **OBJECTIVE:** To change eligibility for higher education benefits under the Virginia Military Survivors and Dependents Education Program (VMSDEP).
2. **BACKGROUND:**
 - a. The VMSDEP, formally known as the War Orphans Education Program, provides education benefits to spouses and children of military service members killed, missing in action, taken prisoner, or who became at least 90 percent disabled as a result of military service in an armed conflict.
 - b. Military service includes service in the United States Armed Forces, United States Armed Forces Reserves, and the Virginia National Guard.
 - c. Armed conflict includes military operations against terrorism or as the result of a terrorist act, a peace-keeping mission, or any armed conflict after Dec. 6, 1941.
 - d. Under VMSDEP, tuition and required fees are waived at Virginia public colleges and universities.
 - e. Students may also receive a stipend of up to \$1,800 per year toward the cost of room, board, books, and supplies. The amount of the stipend is dependent on the amount of funding appropriated (\$1,930,000 in FY16), the number of enrolled students, and their enrollment status.
 - f. Benefits are available for up to four years or the equivalent.
3. **DISCUSSION:**
 - a. Under current law, the veteran's 90% disability rating must have incurred during military operations against terrorism, on a peacekeeping mission, as a result of a terrorist act, or in any armed conflict.
 - b. The fiscal impact statement (FIS) prepared for SB303 (2014 General Assembly) estimated that removing the link to service in an armed conflict would increase the number of annual VMSDEP beneficiaries by 415.
 - c. The FIS estimated that the proposed legislation would result in a system-wide loss of tuition revenue of \$2,182,454 in FY15 and \$2,520,734 in FY16. This is a potentially significant fiscal impact on higher education institutions, and additional general fund support may need to be appropriated to offset this loss of revenue.
 - d. Other state programs, including the Virginia Tuition Assistance Grant Program and the Virginia Community College Tuition Grant for Foster Care, provide state funding for college students.
4. **RECOMMENDATION:** That the Governor and General Assembly
 - a. Remove the requirement that a veteran's disability rating be combat related. Instead, a permanent disability rating of at least 90%, plus satisfaction of the other requirements currently in the Code, would qualify a veteran's spouse or child for VMSDEP benefits.
 - b. Evaluate whether funding from other programs above could potentially offset the increased cost to the VMSDEP.